

BUSINESS LAW SKILL CERTIFICATION

Required Terminology List

Standard 1 - Ethics

ethics
unethical/illegal conduct

Standard 2 - Origin of Law

constitution
common law
due process
statutory law
case law (court decisions)
administrative law
Bill of Rights
precedent

Standard 3 - Court Systems

jurisdiction (original/appellate)
grand and petit juries
juvenile court
appellate court
State courts
Federal courts

Standard 4 - Process of Procedural Law

Statute of Limitations
plaintiff
defendant
prosecutor
litigation
arbitration
mediation
conciliation
civil law

- complaint
- preponderance of evidence
- judgment
- civil law remedies

criminal law

- arrest
- proof beyond a reasonable doubt
- verdict
- criminal law penalties

compensatory
punitive
liquidated
nominal damages
restitution

Standard 5 – Criminal Law

felony
misdemeanor
infraction
crime
forgery
embezzlement

fraud
perjury
insanity
self-defense

Standard 6 – Tort Law

negligence

- duty of care
- breach of duty
- breach caused injury
- actual injury

liable
slander
invasion of privacy
defamation
strict liability
proximate cause
assumption of risk
tort
reasonable person standard/test
proximate cause
injunction

Standard 7 - Contract Laws

classification of contracts

- valid/void/voidable
- unenforceable
- express/implied
- bilateral/unilateral
- written/oral

offer and acceptance
genuine agreement
consideration
capacity
legality
pledge/gifts
benefit/detriment
assignment/delegation
performance
nondisclosure
misrepresentation
mistake
duress
undue influence
minors and contracts
majority
Statute of Frauds
discharged/terminated contracts
breach of contract
ratification

Standard 8 - Sales/Consumer Laws

goods
real property
risk of loss

shipment contract
destination contract
identity theft
expressed warranty
implied warranty
Uniform Commercial Code (UCC)
usury
consumer protection laws

- bait and switch
- Truth in Lending Act
- price fixing
- cease and desist

Standard 9 -

Agency/Employment Law

fiduciary
gratuitous
terms of agency
agent and principal (including duties)
independent contractor
justified discrimination
unjustified discrimination
OSHA
equal employment acts
employee rights, conditions, benefits
unemployment compensation
collective bargaining
garnishment

Standard 10 - Business Organizations

sole proprietorship
partnership (limited/general)
corporation (private/public/non-profit)
franchise
stock (common/preferred)
shareholder
bankruptcy (Chapter 7/11/13)

Standard 11 – Computer Laws

source code
computer hacking
software piracy
Internet laws
copyright